



F B McArdle
Chief Executive
South Derbyshire District Council,
Civic Offices, Civic Way,
Swadlincote, Derbyshire DE11 0AH.

www.southderbyshire.gov.uk

@SDDC on Twitter

@southderbyshiredc on Facebook

Please ask for Democratic Services

Phone (01283) 595722/ 595848

Typetalk 18001

DX 23912 Swadlincote

Democraticservices@southderbyshire.gov.uk

Our Ref

Your Ref

6th January 2021

Dear Councillor,

Council

YOU ARE HEREBY SUMMONED to attend the Virtual Meeting of the **Council** to be held via Microsoft Teams, on **Thursday, 14 January 2021 at 18:00** to transact the business set out on the attached agenda.

Yours faithfully,

Chief Executive

To:- **Conservative Group**

Councillor Muller (Chairman), Councillor Atkin (Vice-Chairman) and Councillors Ms. Bridgen, Mrs. Brown, Churchill, Corbin, Ford, Ms. Haines, Hewlett, Mrs. Patten, Dr. Perry and Watson.

Labour Group

Councillors Bambrick, Dunn, Gee, Ms. Heath, Mulgrew, Dr. Pearson, Rhind, Richards, Shepherd, Singh, Southerd, Mrs. Stuart, Taylor and Tilley.

Independent Group

Councillors Angliss, Dawson Fitzpatrick, MacPherson and Roberts

Non-Grouped

Councillors Pegg and Mrs Wheelton



AGENDA

Open to Public and Press

- 1 Apologies.
- 2 To confirm the Open Minutes of the following Council Meetings:

Thursday, 17th September 2020 **6 - 11**

Thursday, 5th November 2020 **12 - 17**
- 3 To receive any declarations of interest arising from any items on the Agenda
- 4 To appoint the Leader of the Council for the remainder of the ensuing year.
- 5 To receive any announcements from the Chairman, Leader and Head of Paid Service.
- 6 To receive any questions by members of the public pursuant to Council Procedure Rule No.10.
- 7 To receive any questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 8 To consider any notices of motion in order of which they have been received.
In accordance with Council Procedure Rule No. 12, Councillor **18 - 18**
Richards will move the following motion
In accordance with Council Procedure Rule No. 12, Councillor Mrs. **19 - 19**
Wheelton will move the following motion
In accordance with Council Procedure Rule No. 12, Councillor Mrs. **20 - 20**
Wheelton will move the following motion
In accordance with Council Procedure Rule No. 12, Councillor **21 - 21**
Shepherd will move the following motion
- 9 COUNCIL TAX BASE AND SURPLUS 2021-22 **22 - 26**

10	To receive and consider the Open Minutes of the following Committees:	
	Planning Committee 28th July 2020 Open Minutes	27 - 32
	Finance and Management Committee 30th July 2020 Open Minutes	33 - 37
	Environmental and Development Committee 13th August 2020 Open Minutes	38 - 42
	Housing and Community Services Committee 20th August 2020 Open Minutes	43 - 47
	Planning Committee 25th August 2020 Open Minutes	48 - 49
	Finance and Management Committee 27th August 2020 Open Minutes	50 - 53
	Environmental and Development Committee 15th September 2020 Open Minutes	54 - 55
	Etwall JMC Open Minutes 23rd September 2020	56 - 58
	Environmental and Development Committee 24th September 2020 Open Minutes	59 - 63
	Housing and Community Services Committee 1st October 2020 Open Minutes	64 - 66
	Environmental and Development Committee 12th November 2020 Open Minutes	67 - 73
	Housing and Community Services Committee 19th November 2020 Open Minutes	74 - 79
11	POLITICAL PROPORTIONALITY	80 - 82

- 12 To appoint Members to serve on Committees and Sub-Committees for the remainder of the ensuing year (including Chairmen and Vice-Chairmen), in accordance with the allocation of seats and to appoint Members to Working Panels.
- 13 To appoint the Substitute Panels.
- 14 To appoint or submit nominations for representatives to serve on Outside Bodies.
- 15 To appoint Member Champions.

Exclusion of the Public and Press:

- 16 The Chairman may therefore move:-
That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the header to each report on the Agenda.
- 17 To confirm the Exempt Minutes of the following Council Meetings:
Thursday, 17th September 2020
Thursday, 5th November 2020
- 18 To receive any Exempt questions by Members of the Council pursuant to Council procedure Rule No. 11.
- 19 BUSINESS RATE RETENTION PILOT - BUSINESS START-UP SUPPORT
- 20 To receive and consider the Exempt Minutes of the following Committees:
Planning Committee 28th July 2020
Finance and Management Committee 30th July 2020
Environmental and Development Committee 13th August 2020
Housing and Community Services Committee 20th August 2020
Planning Committee 25th August 2020
Finance and Management Committee 27th August 2020
Environmental and Development Committee 15th September 2020

Environmental and Development Committee 24th September 2020

Housing and Community Services Committee 1st October 2020

Environmental and Development Committee 12th November 2020

Housing and Community Services Committee 19th November 2020

MINUTES of the MEETING of the
SOUTH DERBYSHIRE DISTRICT COUNCIL
held via Microsoft Teams
on Thursday, 17th September 2020
at 6.00pm

PRESENT:

Conservative Group

Councillor Muller (Chairman), Councillor Atkin (Vice-Chairman) and Councillors Angliss, Mrs Brown, Mrs Bridgen, Churchill, Corbin, Dawson, Fitzpatrick, Ford, Mrs Haines, Hewlett, MacPherson, Mrs. Patten, Pegg, Dr. Perry, Roberts, Watson and Wheelton.

Labour Group

Councillors Bambrick, Dunn, Gee, Mrs Heath, Mulgrew, Dr. Pearson, Richards, Shepherd, Singh, Southerd, Mrs. Stuart, Taylor, and Tilley.

CL/22 **APOLOGIES**

Council was informed that apologies had been received from Councillors Rhind and Brady and the Chief Executive.

CL/23 **DECLARATIONS OF INTEREST**

Council was informed that no Declarations of Interest had been received.

CL/24 **ANNOUNCEMENTS FROM THE CHAIRMAN**

The Chairman of the Council outlined a summary of events attended since the last Council Meeting including: VJ Day 75th Anniversary Service of Remembrance in Swadlincote; opening of a new business of a former Council employee named "In Work Hub" and "In Enterprise Hub" , a cheque presentation for £5,500 to Rainbows and it was hoped a sponsored Zip Wire event would raise further funds. The Chairman informed members that the 'Strictly over the Rainbow' event was still postponed.

CL/25 **ANNOUNCEMENTS FROM THE LEADER**

On behalf of all Members of the Council the Leader thanked all staff who are working hard under the COVID restrictions. The Leader announced that Councillor Brady had stepped down from his position in the Conservative Group. The Leader confirmed that Vision Derbyshire was the way forward for local reform and was supported by eight Districts and Boroughs in Derbyshire

as well as Derbyshire County Council. The Leader advised Members that the next big issue would be the Planning White Paper, which would have a significant impact.

CL/26 **ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE**

In the absence of the Head of Paid Service, the Monitoring Officer advised that a revised Political Proportionality report would be presented at the next Council Meeting.

CL/27 **QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10**

Council was informed that no questions had been received.

CL/28 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

Council was informed that no questions had been received.

CL/29 **TO CONSIDER ANY NOTICES OF MOTION IN ORDER OF WHICH THEY HAVE BEEN RECEIVED.**

In accordance with Council Procedure Rule No. 12, Councillor Richards moved the following motion:

Councils across England and Scotland are leading the way with a new Charter to ensure exploitation has no place in council supply chains.

The Cooperative Party's Charter Against Modern Slavery goes further than existing law and guidance, committing councils to proactively vet their own supply chain to ensure no instances of modern slavery are taking place. Therefore, he called for members across the Chamber to support the following motion:

South Derbyshire District Council will:

- 1. Train its corporate procurement team to understand modern slavery through the Chartered Institute of Procurement and Supply's (CIPS) online course on Ethical Procurement and Supply.*
- 2. Require its contractors to comply fully with the Modern Slavery Act 2015, wherever it applies, with contract termination as a potential sanction for non-compliance.*
- 3. Challenge any abnormally low-cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.*
- 4. Highlight to its suppliers that contracted workers are free to join a trade union and are not to be treated unfairly for belonging to one.*
- 5. Publicise its whistle-blowing system for staff to blow the whistle on any suspected examples of modern slavery.*
- 6. Require its tendered contractors to adopt a whistle-blowing policy which enables their staff to blow the whistle on any suspected examples of modern slavery.*

7. Review its contractual spending regularly to identify any potential issues with modern slavery.
8. Highlight for its suppliers any risks identified concerning modern slavery and refer them to the relevant agencies to be addressed.
9. Refer for investigation via the National Crime Agency's national referral mechanism any of its contractors identified as a cause for concern regarding modern slavery.
10. Report publicly on the implementation of this policy annually."

RESOLVED:

The Council approved the Cooperative Party's Charter Against Modern Slavery.

CL/30 **SEALED DOCUMENTS**

The Head of Legal and Democratic Services presented to the Report to Council.

RESOLVED:

The Council authorise the Sealed Documents listed below, which had no specific authority:

<u>Date</u>	<u>No. of Seal</u>	<u>Nature of Document</u>
12.09.19	12369	Transfer – 12 Meadow View Road, Newhall
01.10.19	12384	Transfer – 25 Castle Hill, Findern
02.12.19	12433	Transfer – 79 Trent Avenue, Willington
09.12.19	12445	Transfer – 6 Field Avenue, Hatton
13.12.19	12461	Transfer – 13 Belvoir Crescent, Newhall
07.02.20	12492	Transfer – 15 Meadow Close, Repton
14.02.20	12494	Transfer – 3 Coton Croft, Linton
18.06.20	12542	Transfer – 59 Repton Road, Hartshorne

CL/31 **ANNUAL REPORT 2019-20**

The Strategic Director (Corporate Resources) presented the report to Council highlighting some of the achievements and successes for the year 2019-2020 including the development of a Climate Change Strategy; a public consultation on public spaces protection order on fly tipping and anti-social behaviour; Green Flag status on Church Gresley Memorial Park; new energy efficient council homes in Overseal and 219 affordable homes as a result of working with partners.

Members welcomed the Annual Report and acknowledged the successes for local government. Members thanked the Communications Team for a well-designed and visual report.

RESOLVED:

Elected Members approved, for publication, the Annual Report for 2019/20, attached as Appendix A of the report.

CL/32 **TO RECEIVE AND CONSIDER THE OPEN MINUTES OF THE FOLLOWING COMMITTEES:**

Council received and considered the open minutes of its Committees.

RESOLVED:-

The Open Minutes of the following Committee were approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Planning Committee	30.06.20	PL/01 – PL/13

CL/33 **REVIEW THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

Members reviewed the composition of Committees, Sub-Committees and Working Panels for 2020-21.

RESOLVED:-

Council approved the following amendments:

Overview and Scrutiny Committee

Councillor Roberts to replace Councillor Brady pending the review of the Political Proportionality Report from the Monitoring Officer at the next meeting. Councillor Dawson will step down from the Overview and Scrutiny Committee.

CL/34 **REVIEW OF COMPOSITION OF SUBSTITUTE PANELS**

Members reviewed the composition of Substitute Panels for 2020-21.

RESOLVED:

Council approved the following amendment:

Finance and Management Committee

To remove Councillor Mrs Wheelton from the panel list.

CL/35 REVIEW OF REPRESENTATION ON OUTSIDE BODIES

Members reviewed the Outside Bodies representation list.

RESOLVED:

Council was informed no amendments were to be made.

CL/36 REVIEW OF REPRESENTATION OF MEMBER CHAMPIONS

Members reviewed the Representation of Member Champions.

RESOLVED:

Council was informed no amendments were to be made.

CL/37 LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**RESOLVED:-**

That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined under the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.

EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NUMBER 11

Council was informed that no questions had been received.

EXEMPT MINUTES

Council received and considered the Exempt Minutes of its committees.

RESOLVED:-

That the Exempt Minutes of the following Committee were approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Planning	30.06.20	PL/14 – PL/15

The meeting terminated at 18:40 hrs.

COUNCILLOR D MULLER
CHAIRMAN OF THE DISTRICT COUNCIL

MINUTES of the MEETING of the
SOUTH DERBYSHIRE DISTRICT COUNCIL
held via Microsoft Teams
on Thursday, 5th November 2020
at 6.00pm

PRESENT:**Conservative Group**

Councillor Muller (Chairman), Councillor Atkin (Vice-Chairman) and Councillors Angliss, Mrs Brown, Mrs Bridgen, Churchill, Corbin, Fitzpatrick, Ford, Mrs Haines, Hewlett, MacPherson, Mrs. Patten, Pegg, Dr. Perry, Roberts, Watson and Wheelton.

Labour Group

Councillors Bambrick, Dunn, Gee, Mrs Heath, Mulgrew, Dr. Pearson, Richards, Shepherd, Singh, Southerd, Mrs. Stuart, Taylor, and Tilley.

CL/40 **APOLOGIES**

Council was informed that apologies had been received from Councillor Dawson (Conservative Group)

CL/41 **TO RECEIVE THE OPEN MINUTES OF THE FOLLOWING MEETING**

The Open Minutes of the following Meeting were reviewed, considered as a true record and approved by the Chairman.

Committee	Date	Minute References
Council	15 th July 2020	CL/01 – CL/19

CL/42 **DECLARATIONS OF INTEREST**

Councillor Ford declared a personal interest in Item CL/48, Vision Derbyshire (Non-Structural Reform), by virtue of being a County Councillor

Councillor Atkin declared a personal interest in Item CL/48, Vision Derbyshire (Non-Structural Reform), by virtue of being a County Councillor

Councillor Mrs. Patten declared a personal interest in Item CL/48, Vision Derbyshire (Non-Structural Reform), by virtue of being a County Councillor

Councillor xxx declared a personal interest in Item CL/48, Vision Derbyshire (Non-Structural Reform), by virtue of being a County Councillor

CL/43 ANNOUNCEMENTS FROM THE CHAIRMAN

The Chairman of the Council outlined a summary of events since the last Council Meeting including, the Award to Tom Hartley and the presentation of the South Derbyshire Coat of Arms to Ethel from Barrow in Trent in celebration of her 100th Birthday. The Chairman informed Members that the Remembrance Day Services, this year, would be replaced by a short commemorative Remembrance Service filmed at the Gates of Eureka Park and available on the Council's website from 11th November 2020.

CL/44 ANNOUNCEMENTS FROM THE LEADER

The Leader thanked all members of staff who helped to supply food and meals during the half term break and for the ongoing support during the difficult times.

CL/45 ANNOUNCEMENTS FROM THE HEAD OF PAID SERVICE

The Head of Paid Service informed Council that with the consent from the Chairman and the Leaders of both Parties there would be a presentation to recognise the contribution of businesses and individuals such as Tom Hartley and Ethel from Barrow on Trent who have raised the profile of the South Derbyshire during these difficult times. The Head of Paid Service updated Members on the progress of the construction of care facilities on the former depot site and the Woodville Regeneration Route and thanked all those involved in the creation of the virtual Remembrance Day Service

CL/46 QUESTIONS BY MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO. 10

Council was informed that no questions had been received.

CL/47 QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11

Council was informed that no questions had been received.

CL/48 VISION DERBYSHIRE (NON-STRUCTURAL REFORM)

The Chief Executive apologised to Members for the length of the report and highlighted the need for input from Overview and Scrutiny Committee along with the involvement of Members who wished to contribute towards the proposals. The Chief Executive requested that Members of the Council agreed for the Report to be presented to Overview and Scrutiny on 25th November with an invitation extended to all Members who would be interested to attend and with the approval of the Chairman contribute toward the debate with report back to a Council Meeting of the outcome.

RESOLVED:

The Council approved that the report be deferred to Overview and Scrutiny Committee on 25th November 2020 with a report back to a future Council Meeting.

CL/49 **LOCAL GOVERNMENT AND SOCIAL CARE OMBUDSMAN – ANNUAL REVIEW LETTER 2020 AND LGSCO UPDATE**

The Chief Executive presented the report to Council for information and requested approval from the Council to publish the performance of the Council regarding issues raised by the public and the resulting outcomes on both the Ombudsman and the Council's websites

RESOLVED:

The Council accepted the Local Government and Social Care Ombudsman's Annual Review Letter 2020.

CL/50 **LICENSING ACT 2003 – STATEMENT OF LICENSING POLICY**

The Senior Licensing Officer presented the report to Council, outlining the main points of the report and highlighted the need to update the Policy to reflect changes in legislation.

RESOLVED:

That Members of the Council approved and adopted the Council's Licensing Act 2003 Statement of Licensing Policy ("Policy").

CL/51 **COVID-19 VULNERABILITY AND RECOVERY**

The Strategic Director (Corporate Resources) introduced the report to Council requesting that it be deferred to a future Committee and asked that it be noted that it was not the right time for the recommendations within the report to be considered by Members of the Council.

The Chief Executive added additional background information regarding South Derbyshire Partnership and Social Care.

RESOLVED:

The Council approved that the report be deferred for consideration at a future Council Meeting.

CL/52 **POLITICAL PROPORTIONALITY**

The Monitoring Officer delivered the report to Council asking Members to note the three vacancies on the Council and the political proportionality as calculated

in accordance with the vacancies and requested approval of the seats allocated as at Annexe A of the report.

RESOLVED:

1.1 In consideration of the three current vacancies, that Council approved and adopted the recommended allocation of seats to the Political Groups for the remainder of the municipal year 2020/21.

1.2 That the Council allocated seats between the Political Groups as set out at Annexe ‘A’ of the report.

CL/53 CONSTITUTION – UPDATED DOCUMENTS

The Monitoring Officer presented the report to Council requesting that minor amendments within the Financial Regulations and the Financial Procedure Rules be approved to allow them to form part of the Council’s Constitution.

RESOLVED:

That Council approved and adopted the Financial Regulations and Financial Procedure Rules at Appendices 1 and 2 of the report, to form part of the Council’s Constitution.

CL/54 TO RECEIVE AND CONSIDER THE OPEN MINUTES OF THE FOLLOWING COMMITTEES:

Council received and considered the open minutes of its Committees.

RESOLVED:

The Open Minutes of the following Committees were approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No’s</u>
Planning Committee	30.06.20	PL/01 – PL/13
Planning Committee	01.07.20	PL/16 - PL/28
Finance & Management Committee	02.07.20	FM/01 – FM12
Environmental & Development Services Committee	06.07.20	EDS/01 – EDS/12
Housing & Community Services Committee	07.07.20	HCS/01 – HCS/11
Finance & Management Committee	09.07.20	FM/17 – FM/29

CL/55 **REVIEW THE COMPOSITION OF COMMITTEES, SUB-COMMITTEES & WORKING PANELS FOR THE REMAINDER OF THE MUNICIPAL YEAR**

Members reviewed the composition of Committees, Sub-Committees and Working Panels for 2020-21.

RESOLVED:

Council approved the following amendments:

Overview and Scrutiny Committee

To remove former Councillor Brady from the Overview and Scrutiny Committee.

Heritage Grants Sub-Committee

To remove former Councillor Brady from the panel list.

CL/56 **REVIEW OF COMPOSITION OF SUBSTITUTE PANELS**

Members reviewed the composition of Substitute Panels for 2020-21.

RESOLVED:

Council approved the following amendment:

Housing and Communities Committee

To remove Councillor Ford and former Councillor Brady from the Housing and Communities Committee Substitute List.

CL/57 **REVIEW OF REPRESENTATION ON OUTSIDE BODIES**

Members reviewed the Outside Bodies representation list.

RESOLVED:

Council was informed no amendments were to be made.

CL/58 **REVIEW OF REPRESENTATION OF MEMBER CHAMPIONS**

Members reviewed the Representation of Member Champions.

RESOLVED:

Council was informed no amendments were to be made.

CL/59 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:

That in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined under the paragraphs of Part 1 of Schedule 12A of the Act as indicated in the reports of Committees.

TO RECEIVE THE EXEMPT MINUTES OF THE FOLLOWING MEETING

The Exempt Minutes of the following Meeting were reviewed, considered as a true record and approved by the Chairman.

Council 15th July 2020

EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NUMBER 11

Council was informed that no questions had been received.

EXEMPT MINUTES

Council received and considered the Exempt Minutes of its committees.

RESOLVED:

That the Exempt Minutes of the following Committee were approved as a true record:

Committee	Date	Minutes No's
Planning Committee	30/06/20	PL14/ – PL/15
Finance & Management Committee	02.07.20	FM/13 – FM/16
Housing & Community Services Committee	07.07.20	HCS/12 – HCS/13
Finance & Management Committee	09.07.20	FM/30 – FM/31

The meeting terminated at 18:50 hrs.

COUNCILLOR D MULLER
CHAIRMAN OF THE DISTRICT COUNCIL

In accordance with Council Procedure Rule No. 12, Councillor Richards will move the following motion:

This council notes:

- *1.3 million pensioner households nationally are missing out on pension credit benefit that they are entitled to.*
- *£3 billion is returned to the treasury because many pensioners are not aware or do not claim the Pension Credit, a benefit that they are entitled to.*
- *Pension Credits are a lifesaver for the least well-off pensioners and provide vital help with council tax and dental bills.*
- *Pensioners in receipt of Pension Credit are also exempt from paying their TV licence.*
- *The government has ceased funding over 75's TV Licences. Since August 2020 the BBC is now charging over 75's for their licence.*
- *For over a million of the oldest people in our country, television is their main form of company.*
- *This change will harm millions of older people who rely on their TV and the most vulnerable will be forced to cut back on essentials to make ends meet or lose out on TV altogether.*
- *Removing older people's access to TV would be an unthinkable cruel blow when many are already facing huge challenges.*
- *Half of all over 75s are living with a disability or an enduring illness, and many rely on their TV for companionship and entertainment and for those who don't have the internet, TV lets them stay up to date with what's happening in the world.*
- *Loneliness is already a problem in the UK – new figures show two thirds of people rely on the TV for company in lieu of real social interactions.*
- *Removing the free TV licence for Over 75s in the middle of a pandemic is particularly cruel. Many older people have been left isolated and frightened by lockdown and it is vital that they have access to the news and public health announcements*

Therefore, this Council resolves to:

“Start a local public information campaign targeting retired and above working age residents of the District, in order to encourage them to submit eligible claims for Pension Credit and signpost them to organisations that can advise and assist.”

In accordance with Council Procedure Rule No. 12, Councillor Mrs. Wheelton will move the following motion:

'Following the view expressed in writing by the Secretary of State for Housing, Communities & Local Government that it would not be right at this time for local Councils other than those already agreed, to further progress or focus on ideas for reform and that there is no expectation that restructuring of local government is a Whitehall requirement, I propose a motion that this Council does not proceed to engage further or commit to Vision Derbyshire.'

In accordance with Council Procedure Rule No. 12, Councillor Mrs. Wheelton will move the following motion:

'The Deputy Leader of the Council was elected to his position as Deputy Leader of the Conservative Group at that time. He has now resigned from the Conservative Group and has become Leader of the South Derbyshire Independent Group, I therefore propose a Vote of No Confidence in the Deputy Leader of the Council.'

In accordance with Council Procedure Rule No. 12, Councillor Shepherd will move the following motion:

“That all Members of South Derbyshire District Council be given copies of the confidential report as supplied to the Leaders and myself as a local member regarding the Infinity Garden Village situation including the notes of those interviewed regarding the application.”

REPORT TO:	COUNCIL	AGENDA ITEM: 9
DATE OF MEETING:	14TH JANUARY 2021	CATEGORY:
REPORT FROM:	STRATEGIC DIRECTOR (CORPORATE RESOURCES)	OPEN
MEMBERS' CONTACT POINT:	VICKI SUMMERFIELD victoria.summerfield@southderbyshire.gov.uk	DOC: S/Finance/Committee/2021/Jan
SUBJECT:	COUNCIL TAX BASE AND SURPLUS 2021/22	
WARD(S) AFFECTED:	ALL	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 That the Council Tax Base for 2021/22 of 35,218 (equivalent Band D) properties as detailed in **Appendix 1** is approved.
- 1.2 That a Council Tax Surplus of £1,200,000 for 2020/21 is declared on the Collection Fund and that the Council's proportion of £124,054 is transferred to the General Fund in 2021/22.

2.0 Purpose of the Report

- 2.1 To update on the Council Tax element of the Collection Fund Surplus and to provide detail of the Tax Base for Council Tax in 2021/22.

3.0 Detail

Council Tax Base

- 3.1 This is the number of chargeable properties for Council Tax after taking account of exemptions and discounts, including the Local Council Tax Support Scheme.
- 3.2 The calculation of the Tax Base for 2021/22, as detailed in **Appendix 1**, is based on the number of properties listed on the Council Tax register as at 30th September 2020.
- 3.3 A statutory return is reported on the same basis across the country and the Derbyshire Preceptors base their budgeted income for the following year for Council Tax on this return.
- 3.4 The "Band D equivalent" is calculated on the statutory return and the Tax Base for 2021/22 is 35,218, which is an increase of 744 (2.1%) of properties from 2020/21.

3.5 The expected growth forecasted in the Medium-Term Financial Plan was 871 properties and so this will reduce the level of income retained by the Council in 2021/22. Growth has been stifled in 2020/21 due to the pandemic.

Council Tax Surplus

3.6 In setting the level of Council Tax for 2021/22, the Council is also required to estimate the balance on the Collection Fund for the current financial year.

3.7 Due to growth of the District in previous years, a surplus has been generated on the Collection Fund for Council Tax.

3.8 The surplus on Council Tax as at the end of 2019/20 totalled £3.3m. A Council Tax Surplus of £800k was declared as part of the Budget round in January 2020 which will reduce this balance to £2.4m by the end of 2020/21.

3.9 **Appendix 2** shows a forecasted deficit on Council Tax for 2020/21 of approximately £711k due to the pandemic and the lower than expected growth of the Tax Base. The Bad Debt Provision for 2020/21 is expected to be far higher than in previous years as collection rates are reduced and enforcement has also been softer during the pandemic.

3.10 By declaring a surplus of £1.2m for 2021/22, this will leave a remaining balance of £1.2m on the Fund for Council Tax to cover any deficits in year. The allocation of the proposed surplus to the Preceptors is listed in the following table.

	%	£
Derbyshire County Council	73.4%	880,948
Derbyshire Fire and Rescue Authority	4.2%	50,757
Derbyshire Police and Crime Commissioner	12.0%	144,241
South Derbyshire District Council	10.3%	124,054
	100.0%	1,200,000

4.0 Financial Implications

4.1 Detailed in the report.

5.0 Corporate Implications

Employment Implications

5.1 None.

Legal Implications

5.2 None.

Corporate Plan Implications

5.3 None directly.

Risk Impact

5.4

6.0 Community Impact

Consultation

6.1 None required.

Equality and Diversity Impact

6.2 None.

Social Value Impact

6.3 None.

Environmental Sustainability

6.4 None.

7.0 Background Papers

7.1 None.

COUNCIL TAX BASE

APPENDIX 1

PARISH	2020/21	2021/22	Change
ASH	23	23	0
ASTON ON TRENT	724	720	-4
BARROW ON TRENT	241	239	-2
BARTON BLOUNT	31	32	1
BEARWARDCOTE	13	13	0
BRETBY	407	414	7
BURNASTON	690	691	1
CALKE	8	8	0
CASTLE GRESLEY	626	626	0
CATTON	22	22	0
CAULDWELL	44	43	-1
CHURCH BROUGHTON	241	242	1
COTON IN THE ELMS	277	275	-2
DALBURY LEES	125	132	7
DRAKELOW	206	254	48
EGGINGTON	257	256	-1
ELVASTON	1,062	1,131	69
ETWALL	1,131	1,179	48
FINDERN	1,168	1,366	198
FOREMARK	31	34	3
FOSTON & SCROPTON	247	244	-3
HARTSHORNE	1,079	1,091	12
HATTON	883	877	-6
HILTON	2,735	2,792	57
HOON	21	22	1
INGLEBY	49	51	2
LINTON	748	752	4
LULLINGTON	59	58	-1
MARSTON ON DOVE	17	15	-2
MELBOURNE	1,996	1,994	-2
NETHERSEAL	328	337	9
NEWTON SOLNEY	336	361	25
OSLESTON & THURVASTON	122	122	0
OVERSEAL	864	884	20
RADBOURNE	230	347	117
REPTON	1,172	1,171	-1
ROSLISTON	290	302	12
SHARDLOW & GREAT WILNE	424	424	0
SMISBY	127	124	-3
STANTON BY BRIDGE	120	122	2
STENSON	1,500	1,489	-11
SUTTON ON THE HILL	67	69	2
SWADLINCOTE	9,462	9,478	16
SWARKESTONE	297	376	79
TICKNALL	303	305	2
TRUSLEY	43	40	-3
TWYFORD & STENSON	69	70	1
WALTON ON TRENT	311	310	-1
WESTON ON TRENT	567	615	48
WILLINGTON	1,016	1,025	9
WOODVILLE	1,661	1,651	-10

PLANNING COMMITTEE

28th July 2020

PRESENT:-

Conservative Group

Councillor Mrs. Brown (Chairman), Councillor Mrs. Bridgen (Vice-Chairman) and Councillors Angliss, Brady, Ford, Muller, Watson and Mrs. Wheelton

Labour Group

Councillors Dr Pearson, Shepherd, Southerd, Taylor (substituting for Councillor Gee) and Tilley

PL/29 **APOLOGIES**

The Committee was informed that Apologies for absence were received from Councillor Gee.

PL/30 **TO RECEIVE THE OPEN MINUTES OF THE FOLLOWING MEETINGS:**

The Open Minutes of the following Meetings were reviewed, considered as a true record and approved by the Chairman.

Committee	Date	Minute References
Planning	3 rd September 2019	PL/66 – PL/74
Planning	24 th September 2019	PL/75 – PL/82
Planning	15 th October 2019	PL/83 – PL/91
Planning	26 th November 2019	PL/107 – PL/114
Planning	17 th December 2019	PL/115 – PL/125
Planning	4 th February 2020	PL/126 – PL/138
Planning	25 th February 2020	PL/139 – PL/148

PL/31 **DECLARATIONS OF INTEREST**

It was noted that Councillor Muller declared that Item PL/34 to be of personal interest by virtue that the applicant was known to him but that it would not influence any decisions made.

It was further noted that Councillor Wheelton declared that Item PL/41 to be of personal interest and would leave the meeting prior to the discussion and vote.

PL/32 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE

PL/33 **REPORT OF THE STRATEGIC DIRECTOR (SERVICE DELIVERY)**

The Strategic Director (Service Delivery) submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update Members, as necessary. Consideration was then given thereto and decisions were reached as indicated.

PL/34 **DEMOLITION OF EXISTING DWELLING (USE CLASS C3) AND EXISTING COMMERCIAL BUILDINGS AND REDEVELOPMENT OF EXISTING COMMERCIAL PREMISES TO FORM 9 BUSINESS UNITS (USE CLASS B1(C)) WITH A SINGLE POINT OF ACCESS ONTO DERBY ROAD AND ASSOCIATED WORKS AT TALBOT TURF, 75 DERBY ROAD, HILTON, DERBY, DE65 5FP**

Planning Delivery Team Leader informed Members of a site visit in November 2019 regarding a previous application that was refused and was subject to an appeal with associated costs. The Planning Delivery Team Leader explained that the new application proposed to address previous concerns raised by the Committee and outlined changes to the application. The Planning Delivery Team Leader sought approval for an amendment to condition 24 to include hard and soft landscaping and an extra condition in relation to a lighting scheme.

An Objector and the Applicant's Agent attended the Meeting and addressed Members on this application.

Councillor Patten addressed the Committee on behalf of local residents in objection to the application.

Councillors agreed that this was a much improved application and along with the amended and additional conditions felt that it to be a very worthwhile scheme for the area.

RESOLVED:

That planning permission be approved as recommended in the report of the Strategic Director (Service Delivery), plus additional conditions to seek movement of weight limit restrictions, hours of operation, and lighting scheme along with an amendment to condition 24

PL/35 **THE VARIATION OF CONDITION NO. 6 OF PERMISSION REF. 9/2017/1262 (RELATING TO CHANGE OF USE OF LAND FOR TOURISM PURPOSES AND RETENTION OF A YURT AND A TIPI WITH ASSOCIATED SAUNA AND COMPOST TOILET STRUCTURES WITH PARKING AND**

HARDSTANDING) ON LAND AT SK3221 7095 (ROWAN WOODS), TICKNALL ROAD, HARTSHORNE, SWADLINCOTE.

The Planning Delivery Team Leader appraised the Committee of proposal, regarding a variation to an application granted in 2018. The proposal requested 3 firepits and an area to carry out woodland management fires.

An Objector attended the Meeting and addressed Members on this application.

The Committee raised concerns and issues regarding the fire pits, prevailing wind and the use the of barbeques on site. The Planning Delivery Team Leader informed Members that the proposed fire pits were to be 130 to 140 meters away from neighbouring residential properties. The Planning Delivery Team Leader explained that weather conditions, wind speeds and dispersal of smoke could affect smoke travelling from one point to another clarified the definition of a barbeque as a fire that was used to cook a piece of food and confirmed that the use of charcoal over firewood could not be enforced.

RESOLVED:

That planning permission be approved subject to conditions as recommended in the report of the Strategic Director (Service Delivery).

PL/36

THE PRUNING AND LAYING OF REMAINING TREES COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NO. 477 ON LAND BETWEEN 49 AND 59 MANCHESTER LANE, HARTSHORNE, SWADLINCOTE, DE11 7BE

The Planning Delivery Team Leader appraised the Committee of the proposal and outlined the history of the site

An Objector attended the Meeting and addressed Members on this application.

Councillor Wheelton raised a query regarding the trees and the Countryside Stewardship Scheme. The Planning Delivery Team Leader informed Members that a method statement within condition 2 promoted the long term health of the trees.

RESOLVED:

That consent be granted as recommended in the report of the Strategic Director (Service Delivery) with informative to encourage hedgerow management with the amendment that a TPO be prepared for new Oak Tree to be planted.

PL/37

THE RETENTION OF A SEPTIC TANK AND FORMATION OF A VEHICULAR ACCESS TO SERVE TIDDLY FROG BARN, UNNAMED ROAD FROM TWYFORD ROAD TO BUCKFORD LANE, STENSON, DERBY, DE73 7GB

The Planning Delivery Team Leader updated the Committee regarding the approved proposal and requested that Members grant delegated authority to

the requested County Highways Authority Conditions to the application. The Planning Delivery Team Leader informed the Members that the applicant had submitted additional details including the detail of the tree planting scheme and amendments to the track which would be a Highway Condition.

RESOLVED:

That planning permission be approved subject to conditions, as recommended in the report of the Strategic Director (Service Delivery).

PL/38 **THE ERECTION OF TWO NEW DETACHED DWELLINGS AT THE FORGE, BOGGY LANE, HEATHTOP, DERBY, DE65 5AR**

It was reported that Members of the Committee had attended a virtual site visit.

The Planning Delivery Team Leader appraised the Committee of the proposal explaining that the site was subject to a similar Planning Application, approved in 2017, which had expired in February 2020 but carried significant weight for the new proposal. The proposed plans were considered to be an infill within a group of existing housing and was in keeping with other dwellings in the area.

Councillor Patten addressed the Committee on behalf of residents and asked for clarity regarding the ownership of the hedge, overlooking windows and requested that existing mature trees remain. The Planning Delivery Team Leader explained the part of the hedge to be removed was on County Highways land and clarified that the original balcony type windows had been removed from the plan with a condition included to prevent installation in the future and that the protection of the trees was covered under an existing condition.

RESOLVED:

That planning permission be approved subject to conditions as recommended in the report of the Strategic Director (Service Delivery).

PL/39 **OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS TO BE RESERVED) FOR THE ERECTION OF A DETACHED DWELLING WITH SHARED ACCESS AT 7 ROSLISTON ROAD SOUTH, DRAKELOW, SWADLINCOTE, DE15 9UD**

It was reported that Members of the Committee had attended a virtual site visit.

The Planning Delivery Team Leader appraised the Committee of the proposal and clarified that the application was called in by Councillor Dan Pegg and that following a response from Network Rail the size of the site had been reduced.

The Applicant attended the Meeting and addressed Members on this application.

RESOLVED:

That planning permission be approved subject to conditions as recommended in the report of the Strategic Director (Service Delivery) along with the extra Network Rail informative.

PL/40

CHANGE OF USE OF INTEGRAL GARAGE FROM DWELLINGHOUSE (USE CLASS C3) TO MIXED USE AS DWELLINGHOUSE (USE CLASS C3) AND HAIRDRESSERS (USE CLASS A1) ALONG WITH RETENTION OF WORKS TO FACILITATE THE USE AT 15 PARK ROAD, NEWHALL, SWADLINCOTE, DE11 0TT

The Planning Delivery Team Leader outlined the application informing the Committee that the application had been called in by Councillor Pegg who had concerns regarding traffic and parking for local residents. The Planning Delivery Team Leader highlighted Highway safety as the main area of concern, due to the limited number of parking spaces available for commercial use and the inadequate turning space to allow for vehicles to enter and exit the site in a forward gear at 90 degrees.

An Objector and the Applicant attended the Meeting and addressed Members on this application.

RESOLVED:-

That planning permission be refused as recommended in the report of the Strategic Director (Service Delivery).

PL/41

CONTINUED USE OF FORMER SUBSTATION LAND AS RESIDENTIAL GARDEN (USE CLASS C3) AND THE ERECTION OF A DETACHED GARAGE (REVISED SCHEME TO THAT APPROVED UNDER PERMISSION REF. 9/2019/0185) AT 65 GEORGE STREET, CHURCH GRESLEY, SWADLINCOTE, DE11 9NY

The Planning Delivery Team Leader appraised Members of the proposal, explaining that it came before the Committee as the applicant was related to a member of staff

RESOLVED:-

That planning permission be approved subject to conditions as recommended in the report of the Strategic Director (Service Delivery).

PL/42 **PRIOR APPROVAL UNDER SECTION 77 OF THE CONSERVATION OF HABITATS AND SPECIES REGULATIONS 2017 FOR THE CREATION OF FORESTRY TRACKS AT GRANGEWOOD FARM, GRANGEWOOD, SWADLINCOTE, DE12 8BG**

The Planning Delivery Team Leader informed Members that the proposal was before Committee as the type of approval required under the Habitats Regulations was not included in the Scheme of Delegation.

RESOLVED:-

That planning permission be approved subject to conditions as recommended in the report of the Strategic Director (Service Delivery)

PL/43 **ADVERTISEMENT CONSENT FOR THE DISPLAY OF FOUR SIGNS AT THE ENTRANCES OF MELBOURNE SPORTS PAVILION, COCKSHUT LANE, MELBOURNE, DERBY, DE73 8DG**

The Planning Delivery Team Leader outlined the application and informed Members that the proposal was before Committee as the Council had an interest in the site.

RESOLVED:-

That planning permission be approved subject to conditions as recommended in the report of the Strategic Director (Service Delivery).

PL/44 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.

The Committee was informed that no questions had been received.

The meeting terminated at 20:45hrs

COUNCILLOR MRS L BROWN

CHAIRMAN

FINANCE AND MANAGEMENT COMMITTEE30th July 2020**PRESENT:****Conservative Group**

Councillor Watson (Chairman), Angliss (Vice-Chairman) and Councillors, Mrs. Brown, Fitzpatrick, Ford, Roberts, MacPherson and Pegg

Labour Group

Councillors Dr Pearson, Rhind, Southerd, Taylor and Tilley (substituting for Cllr Richards)

FM/32 **APOLOGIES**

Apologies for absence were received from Councillor Richards

IN ATTENDANCE

Councillors Mrs Wheelton

FM/33 **MINUTES**

The Open Minutes of the Meeting held on 13th February 2020 were taken as read, approved as a true record and signed by the Chairman.

RESOLVED:-

That the Open Minutes of the following Committee held on 13th February 2020 were approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Finance and Management Committee	13.02.20	FM/111 – FM/127

FM/34 **DECLARATIONS OF INTEREST**

The Committee was informed no declarations of interest from Members of the Committee had been received

FM/35 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed no questions from members of the public had been received.

FM/36 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed no questions from Members of the Council had been received.

FM/37 REPORTS OF OVERVIEW AND SCRUTINY COMMITTEE

The Committee was informed that no reports of Overview and Scrutiny Committee had been received.

MATTERS DELEGATED TO COMMITTEE**FM/38 FINAL REVENUE BUDGET OUT-TURN 2019-20**

The Head of Finance delivered the Report to the Committee summarising the main areas including Business Rates, Council Tax collections, the Housing Revenue Account, Reserves and the General Fund position.

The Chairman enquired about the Housing Benefit payment and the Head of Finance informed Members that an increased provision had been included

RESOLVED:

- 1.1 The Committee approved the final outturn position for:**
- **The General Fund Revenue Account 2019/20**
 - **The Housing Revenue Account 2019/20**
 - **The Collection Fund 2019/20**
 - **The Balance of Reserves at 31st March 2020.**
- 1.2 The Committee noted that a net appropriation of £2,760,376 in 2019/20 was made from the General Fund Reserve to other Earmarked Reserves and a net appropriation of £110,566 was made from the HRA General Reserve to Earmarked Reserves as detailed in the report.**
- 1.3 The Committee noted that the following contributions and adjustments had been made to Bad Debt and Appeal Provisions in 2019/20:**

Sundry Debtors	69,873	General Fund
Temporary Accommodation	-1,676	General Fund
Housing Benefit Overpayments	28,036	General Fund
Council Tax Arrears	-73,562	General Fund
Business Rates Arrears	-112,808	General Fund
Business Rates Appeals	-294,542	General Fund
Planning Appeals	19,500	General Fund
Housing Rent Arrears	117,827	HRA

FM/39 FINAL CAPITAL OUT-TURN 2019-20

The Head of Finance presented the report to the Committee noting the only change since the last report was to the Housing Revenue Account reserves.

RESOLVED:

- 1.1 *The Committee approved the final Capital outturn position for both the General Fund and Housing Revenue Account (HRA).***
- 1.2 *The Committee approved the final balance on Capital Reserves for 2019/20.***

FM/40 TREASURY MANAGEMENT ANNUAL REPORT 2019-20

The Head of Finance delivered the report to the Committee providing an update regarding the Counter Party List and the impact of Covid-19, nationally.

RESOLVED:

- 1.1 *The Committee approved the Treasury Management Annual Report for 2019/20.***
- 1.2 *The Committee noted the Prudential Indicators and Limits for 2020/21 to 2024/25 as approved in February 2020.***
- 1.3 *The Committee approved the updated counterparty (lending) list as at 4th June 2020.***

FM/41 VALUE FOR MONEY STATEMENT 2019-20

The Strategic Director (Corporate Resources) delivered the Report and informed the Committee how the report related to a new statement for the Committee to consider as part of the new CIPFA Financial Management Code, containing 17 standards. Members were advised that the Code would be applicable from April 2021, but whilst it would not be mandatory it was envisaged that most local authorities would implement it to show compliance and demonstrate best practice regarding financial management. The Strategic Director (Corporate Resources) informed Members that the Value for Money Statement intended to demonstrate that systems and processes would be in place to deliver value for money.

Members raised queries about how the Council already delivered value for money, how the value for money would be tested. The Strategic Director (Corporate Resources) informed Members that the Council had a duty under legislation to deliver value for money and explained that the statement would be a way to demonstrate how it underpins everything the Council undertakes. The Committee was informed that a new value for money test would need to be explicitly demonstrated in any proposal put forward by officers.

RESOLVED:

- 1.1 *The Committee considered and approved for publication the Council's Value for Money Statement for 2019/20.*

FM/42 **CORPORATE ASSET MANAGEMENT PLAN 2020-2024**

The Head of Corporate Property presented an overview of the report to the Committee requesting approval for a new asset management plan to ensure the Council's assets remained fit for purpose and were managed efficiently. The Head of Corporate Property explained how the plan aligned with the Corporate Plan and how environmental initiatives would be embedded into property management going forward.

The Committee raised a query regarding the impact of Covid-19 regarding revenue and concern over disposal and acquisition of assets. The Head of Corporate Property informed Members that Business Grants had been supporting businesses during this period and to date there were no voids amongst the Council's portfolios due to Covid-19. The Head of Corporate Property explained that the cycle of buying and selling property was to ensure that assets were fit for purpose and only disposing of those assets that were unused, underused and that acquisitions made directly aligned with the Corporate and Asset Management Plans, and receipts from disposals were reinvested into the improvement of facilities.

RESOLVED:

Approval was granted by the Committee for the updated Corporate Asset Management Plan for 2020-2024.

FM/43 **ANNUAL HEALTH & SAFETY REPORT 2019-20 AND ACTION**

The Strategic Director (Corporate Resources) delivered the annual report to the Committee noting the work carried out by the Health and Safety Officer to ensure that the Council delivered services in a safe and proper manner. The Committee's attention was drawn to accidents and near misses detailed within the report and how lessons learned were used to manage future risks. of accidents. The Strategic Director (Corporate Resources) asked the Committee to approve the action plan laid out in the report.

Committee raised a query regarding the health and safety performance of Novus, the Council's Housing Maintenance Contractor. The Strategic Director (Corporate Resource) informed Members that as part of contract management arrangements the Council received quarterly reports, including Health and Safety incidents from Novus.

RESOLVED:

- 1.1 *The Committee noted the key health and safety achievements and performance for the year ending 31 March 2020.*
- 1.2 *The Committee approved the Health and Safety Action Plan for 2020/21 as detailed in Appendix 2 of the report.*

FM/44 **COMMITTEE WORK PROGRAMME**

The Strategic Director (Corporate Resources) presented the report to the Committee.

RESOLVED:

The Committee considered and approved the updated work programme.

FM/45 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

EXEMPT MINUTES

Resolved:

The Exempt Minutes of the Finance and Management Committee held on 13th February 2020 were approved and signed by the Chairman.

TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11

The Committee was informed no questions had been received.

The meeting terminated at 7:05 pm.

COUNCILLOR P WATSON

ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

13th August 2020

OPEN

PRESENT:-

Conservative Group

Councillor MacPherson (Chairman) and Councillors Brown, Billings, Dawson, Ford, Hewlett, Mrs. Patten, and Mrs Wheelton (substituting for Councillor Mrs Haines).

Labour Group

Councillors Dunn, Mrs. Heath, Singh, Taylor and Tilley.

EDS/13 **APOLOGIES**

Apologies were received from Councillor Mrs Haines.

EDS/14 **TO RECEIVE THE OPEN MINUTES**

RESOLVED:-

That the open minutes of the following Committees were approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Environmental and Development Services Committee	25.11.19	EDS/48 – EDS/63
Environmental and Development Services Committee	05.03.20	EDS/88 – EDS/100

EDS/15 **DECLARATIONS OF INTEREST**

Councillor Ford declared an interest in matters related to EDS/21 Biodiversity Offsetting and Update from Biodiversity Working Group, by virtue of being a County Councillor advising he would not take part in the debate.

Councillor Mrs. Patten declared an interest in matters related to EDS/21 Biodiversity Offsetting and Update from Biodiversity Working Group, by virtue of being a County Councillor advising she would not take part in the debate.

EDS/16 QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10

The Committee was informed that no questions from Members of the Public had been received.

EDS/17 QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE**EDS/18 INTRODUCTION OF ANIMAL WELFARE LICENSING POLICY**

The Senior Licensing Officer presented the report to the Committee and explained that the policy had been prepared following the introduction of new regulations. Following a 12-week consultation changes were made to ensure that any inspection of animals would be conducted by a veterinarian.

Councillor Wheelton raised a query regarding unlicensed breeders in the area. The Senior Licensing Officer informed Members that these were being investigated in conjunction with the RSPCA, the Police and Environmental Health Officers.

RESOLVED:

- 1.1 *Members noted the consultation responses received in relation to the Animal Welfare Licensing Policy at Appendix 1 of the report.***
- 1.2 *Members approved the introduction of the Animal Welfare Licensing Policy at Appendix 2 of the report to come into effect on approval by Full Council.***

EDS/19 HILTON, MARSTON ON DOVE AND HOON NEIGHBOURHOOD DEVELOPMENT PLAN REGULATION 16 CONSULTATION

The Head of Planning and Strategic Housing presented the report to the Committee outlining the main points. It was noted that highlighting that policies within the Neighbourhood Plan could restrict new development within Hilton but the Committee was informed that the Parish Council had stated in writing to the Council that the Neighbourhood Development Plan fully supported all housing development within the Council's Local Plan including The Mandarin and that beyond 2028 there would be no moratorium on house building and there would be limited new housing proposed to support the needs of Hilton up to 2035. It was further stated by the Parish Council that Hilton had seen a rapid growth over the past few years, more so than any other service village within the District which drove the community led policies. The Head of Planning and Strategic Housing pointed out that future development opportunities could be restricted which in effect could lead to a moratorium in the village.

Following a request from Members for more information the Head of Planning and Strategic Housing clarified several points regarding the Neighbourhood Plan and how housing needs would be addressed and how the requirement for affordable housing would be also meet in the District and confirmed that the Neighbourhood Plan was not strong enough to outweigh any Council policies covered within the current Local Plan.

RESOLVED:

- 1.1 The Committee authorised that the Hilton, Marston on Dove and Hoon Neighbourhood Development Plan Regulation 16 Consultation be conducted in accordance with as much of the adopted Statement of Community Involvement as practicable, allowing for the restrictions due to COVID-19.**
- 1.2 The Committee approved the outstanding matters from the Council's Regulation 14 comments, as per Appendix 1 of the report, be made on behalf of the Council to the Regulation 16 Consultation.**

EDS/20 **LOCAL ENVIRONMENTAL QUALITY SURVEY 2020**

The Strategic Director (Service Delivery) presented the report referring to a survey conducted during the period January to March which had been based on tried and tested methods which incorporated national indicators as used by the Keep Britain Tidy campaign to assign scores of cleanliness.

Members raised questions about the litter picking processes specifically on major routes such as the A38. The Strategic Director (Service Delivery) advised the Committee that service standards were in place and that collaborative working between many organisations in the District was required to address the issue.

RESOLVED:

- 1.1 The Committee noted the content of the Local Environmental Quality Survey report.**
- 1.2 The Committee approved an additional survey to take place in September/October 2020.**
- 1.3 The Committee agreed future performance information from the Local Environmental Quality Surveys be included within the Corporate Plan Performance Reports.**

EDS/21 **BIODIVERSITY OFFSETTING AND UPDATE FROM BIODIVERSITY WORKING GROUP**

The Planning Policy Officer presented the report to the Committee providing the latest position of the Working Group regarding offsetting losses in bio-diversity due to the Swadlincote Regeneration Area and highlighted the benefits of an

Action Plan for Nature for the District and advised Members that the Derbyshire Wildlife Trust was fully engaged with the Working Group.

Members raised questions regarding the transfer of wildlife to the new site, the selection criteria for the new site, access restrictions to protect the new site and the status of the sites not included in the project. The Planning Policy Officer informed the Committee that all necessary provisions would be made to protect any species that are present and the main considerations for the new sites had been grassland and woodland type habitats and the closeness to the Regeneration Area. The Planning Policy Officer added that training and equipment would be considered to enable appropriate management and protection of the new sites. Members were also informed that other sites could be developed through the Action Plan for Nature or the National Forest.

The Committee expressed thanks to the Planning Policy Officer and the Derbyshire Wildlife Trust for a good report and an excellent result for the District.

RESOLVED:

That the Committee:

- 1.1 Approved the proposed biodiversity enhancement works to sites outlined in the attached Biodiversity Net Gain Report attached to the report.***
- 1.2 Noted the update on the ongoing work of the Biodiversity Working Group.***

EDS/22 **COMMITTEE WORK PROGRAMME**

The Strategic Director (Service Delivery) presented the Committee Work Programme to the Committee.

RESOLVED:

That the Committee considered and approved the updated work programme.

EDS/23 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

That the exempt minutes of the following Committee was approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Environmental and Development Services Committee	05.03.20	EDS/101 – EDS/103

EDS/24 **EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no exempt questions from Members of the Council had been received.

SERVICE LEVEL AGREEMENT RELATING TO CONSERVATION ADVICE

The Committee approved the recommendation in the report.

The meeting terminated at 19:35 hrs

COUNCILLOR MACPHERSON

CHAIRMAN

HOUSING AND COMMUNITY SERVICES COMMITTEE

20th August 2020

PRESENT:-

Conservative Group

Councillor Pegg (Vice-Chairman) and Councillors Atkin, Corbin, Churchill, Mrs Haines, Mrs Patten, Dr Perry and Mrs Wheelton

Labour Group

Councillors Mrs Heath, Mulgrew, Rhind, Richards, and Shepherd

HCS/14 **APOLOGIES**

The Committee was informed that no apologies had been received.

HCS/15 **MINUTES**

That the open minutes of the Committees held 30th January 2020 and 12th March 2020 were noted and approved as a true record:

RESOLVED:-

That the open minutes of the following Committees were approved as a true record:

<u>Committee</u>	<u>Date</u>	<u>Minutes No's</u>
Housing and Community Services Committee	30.01.20	HCS/70 – HCS/82
Housing and Community Services Committee	12.03.20	HCS/86 – HCS/93

HCS/16 **DECLARATIONS OF INTEREST**

Councillor Shepherd declared an interest in HCS/23 Community and Environment Partnership Scheme by virtue of being a trustee of the Citizen's Advice Bureau and would abstain from voting.

HCS/17 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

HCS/18 **QUESTIONS FROM MEMBERS OF COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE**HCS/19 HOUSING ASSET MANAGEMENT STRATEGY**

The Head of Housing presented report to the Committee highlighting the recommendations and asked Members to note the Asset Management Action Plan updates.

The Committee raised questions regarding repair calls, service slippage due to Covid-19, an update on consultancy and information for residents regarding damp problems. The Head of Housing clarified that 14,000 individual calls had been received in relation to 9,000 repair incidents. The Head of Housing informed Members during the Covid-19 pandemic emergency and urgent repair services continued to be delivered and advised that an appraisal framework was to be developed to in relation to consultancy requirements.

The Head of Housing explained that the content and distribution of the video on the Council's website would be reviewed regarding the advice for the prevention of damp problems and added that staff would receive refresher training through the Personal Development Review (PDR) process. The Strategic Director (Service Delivery) added that public engagement would be a future agenda item for the Committee to consider.

RESOLVED:-

- 1.1 *The Committee noted the updated Asset Management Strategy Action Plan.***
- 1.2 *The Committee agreed that a comprehensive review of the Asset Management Strategy be completed before the end of 2022 in conjunction with a review of the overarching Housing Strategy.***
- 1.3 *The Committee approved the procurement of an external consultancy to carry out a comprehensive options appraisal of an existing site (Smallthorn Place Woodville) and to identify possible delivery options for refurbishment, redevelopment, or disposal of the site.***
- 1.4 *The Committee agreed for a report to be brought to the Committee outlining future delivery options for new homes in the District, including the possibility of providing further "in house" development.***

HCS/20 CONTRIBUTION TO ACTIVE DERBYSHIRE

The Head of Cultural and Community Services presented the report highlighting the latest projects and the requested a contribution of £12,500 from the Council towards funding.

Members questioned how Active Derbyshire would be applied in the virtual world and what other forms of information were available to residents. The

Head of Cultural and Community Services clarified that work with schools would continue with exercise programmes being developed along with new programmes for higher risk residents due to Covid-19 and that the Team was actively looking at other venues, such as schools, that could provide meeting places for smaller groups and that work was underway with Active Derbyshire to provide alternatives to internet-based information.

RESOLVED:-

- 1.1 The Committee approved a financial contribution to Active Derbyshire for 2020/21 of £12,191 for the delivery of outcomes set out in a Service Level Agreement with the Council in Appendix 1 of the report.**
- 1.2 The Committee agreed that delegated authority be given to the Strategic Director, Service Delivery, in consultation with the Chairman of the Committee to sign any separate agreements necessary to ensure the delivery of the projects set out in the Service Level Agreement.**

HCS/21 **NATIONAL FOREST SERVICE LEVEL AGREEMENTS**

The Head of Cultural and Community Services presented the report and outlined the key deliverables for 2020-21 headlining the contributions of £11,000 for Get Active in the Forest and £8,600 for the Environment Education Service.

The Committee welcomed the report and thanked the National Forest and Rolls-Royce in their support of this scheme.

Members raised questions about the promotion of the National Forest scheme and whether the National Forest boundaries could be extended further into South Derbyshire. The Head of Cultural and Community Services informed the Committee of the online National Forest promotion and newsletters issued locally to community groups and Parish Councils and explained that boundaries could possibly be reviewed with the support from the National Forest.

RESOLVED:-

The Committee agreed to the Council entering into the Service Level Agreements with the National Forest Company for the Get Active in the Forest Service as per Appendix 1 and the Environmental Education Project Service, as per Appendix 2 of the report, up to the 31st March 2021.

HCS/22 **ENGLAND TREE STRATEGY CONSULTATION**

The Head of Cultural and Community Services presented the report advising the Committee of the Strategy's key aims of protecting, restoring and expanding tree coverage in England.

Members showed support for the report and raised queries regarding the felling of trees in the District and strengthening the consultation responses. The Head of Cultural and Community Services advised the Committee that replacement trees were not always of the same species but would be selected based on suitability of the location and ongoing management. The Head of Cultural and Community Services confirmed that the consultation responses would be updated to address the greater priority and economic benefits to existing communities.

RESOLVED:-

The Committee approved the amendment to the wording of 3.12 of the Report, which would strengthen the report and give greater parity both economically and ecologically.

The Committee:

- 1.1 Noted the content of the consultation on the England Tree Strategy.***
- 1.2 Approved the response outlined in this report and authorised its submission to DEFRA.***

HCS/23 **COMMUNITY AND ENVIRONMENTAL PARTNERSHIP SCHEME**

The Community Partnership Officer presented the report and advised the Committee that six applications had been received, five of which had been recommended for approval.

RESOLVED:-

The Committee accepted the recommendations of the Community and Environmental Partnership Scheme Assessment Panel, to award grants as detailed in section 4.13 of the report.

HCS/24 **COMMITTEE WORK PROGRAMME**

The Strategic Director (Service Delivery) presented the Committee Work Programme advising Members that the draft Allocations Policy would be brought back to a future Committee for ratification.

RESOLVED:-

That the Committee considered and approved the updated work programme.

HCS/25 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

TO RECEIVE THE EXEMPT MINUTES

RESOLVED:-

That the exempt minutes of the following Committees were approved as a true record:

Housing and Community Services Committee 30th January 2020.

TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11

The Committee was informed that no questions had been received.

ACQUISITION OF NEW COUNCIL HOUSING AT ACRESFORD ROAD, OVERSEAL

The Committee approved the recommendation in the report.

REVIEW OF HOUSING SERVICE

The Committee approved the recommendation in the report.

The Meeting terminated at 8:40 pm.

COUNCILLOR D PEGG

CHAIRMAN

NOT FOR PUBLICATION

EXEMPT

PLANNING COMMITTEE

25th August 2020

PL/59 **EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11**

The Committee was informed no questions had been received.

PL/60 **LAND AT SK2913 6212, ACRESFORD ROAD, NETHERSEAL, SWADLINCOTE, DE12 8AP**

The Planning Delivery Team Leader presented the report to the Committee highlighting the key reasons supporting the recommendation to concede the second reason for refusal of the original application.

Councillor Wheelton sought clarity that the document containing the above mentioned refusal would not form part of the appeal hearing. The Planning Delivery Team Leader confirmed that it would not be used as it was an exempt item and not a published document.

The Committee agreed that due to Covid-19 situation the work that officers had carried out in relation to this situation was exemplary and that the proposal before them was the right way forward.

Councillor Tilley abstained from voting.

RESOLVED:-

That the Committee agreed to concede, in whole or in part, the second reason for refusal for application ref. DMPA/2019/1408, now subject to a planning appeal being conducted by way of a hearing, on the terms set out in this report.

The Committee delegated authority to the Head of Planning and Strategic Housing to further concede the second reason for refusal in its entirety should the appellants subsequently advance adequate certainty/security of drainage mitigation before or at the appeal hearing which overcomes the remaining concern, as set out in the report below.

That the Committee endorsed the intention to concede that 'lesser steps' be appropriate in resolving an associated breach of planning control subject to an enforcement notice (EN) issued under delegated powers, but also subject to an appeal being heard in conjunction with the planning appeal.

COUNCILLOR MRS. L BROWN

CHAIRMAN

FINANCE AND MANAGEMENT COMMITTEE

27th August 2020

PRESENT:

Conservative Group

Councillor Watson (Chairman), Angliss (Vice-Chairman) and Councillors, Fitzpatrick, Ford, MacPherson, Pegg (substituting for Cllr Brown) and Roberts

Labour Group

Councillors Dr Pearson, Rhind, Richards, Southerd and Taylor.

FM/48 **APOLOGIES**

Apologies for absence were received from Councillor Mrs. Brown

IN ATTENDANCE

Councillors Mrs Wheelton

FM/49 **DECLARATIONS OF INTEREST**

The Committee was informed no declarations of interest from Members of the Committee had been received

FM/50 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed no questions from members of the public had been received.

FM/51 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed no questions from Members of the Council had been received.

FM/52 **REPORTS OF OVERVIEW AND SCRUTINY COMMITTEE**

The Committee was informed that no reports of Overview and Scrutiny Committee had been received.

MATTERS DELEGATED TO COMMITTEE**FM/53 REVENUE FINANCIAL MONITORING 2020/21**

The Head of Finance delivered the report to the Committee, updating Members regarding surplus positions, the impact of Covid-19, the agreed pay award and highlighted key risk areas.

Councillor Southerd sought clarity regarding central support services, the Head of Finance informed Members that where there were recharges between the General Fund and Housing Revenue Account monies would move from one fund to the other.

RESOLVED:

The Committee considered and approved the latest revenue financial position for 2020/21 as detailed in the report.

FM/54 CAPITAL FINANCIAL MONITORING 2020/21

The Head of Finance presented the report to the Committee explaining that the report covered the first quarter performance for both the General Fund and the Housing Revenue Account. The Head of Finance highlighted the detail behind the surplus positions, capital reserves and receipts.

The Committee raised queries regarding town centre regeneration and Midway Community Centre. The Chief Executive clarified that monies would be available for the maintenance of the Delph which was high on the Council's agenda. The Head of Finance informed Members that capital receipts from Midway were to be spent on the Community Centre

RESOLVED:

The Committee considered and approved the latest capital financial position for 2020/21 as detailed in the report.

FM/55 TREASURY MANAGEMENT UPDATE 2020/21

The Head of Finance delivered the report to the Committee highlighting the key local messages, interest return on income and business grants.

RESOLVED:

1.1 *The Committee considered and approved the latest Treasury Management Update for quarter 1 2020/21 as detailed in Appendix 1 of the report.*

- 1.2 The Committee approved the updated Counterparty List for investments and bank deposits as detailed in Appendix 2 of the report.**

FM/56 **PROCUREMENT STRATEGY 2020 TO 2024**

The Strategic Director (Corporate Resources) presented the report to the Committee summarising how the updated Procurement Strategy related to the Corporate Plan, statutory compliance regarding procurement and tendering rules, and finally how procurement could support the Council's objectives in relation to delivering environmental, social and economic benefits. Attention was drawn to the Guidance Manual for officers which would sit behind the strategy.

Councillor Ford requested clarification about how the Council ensured that suppliers were addressing environmental issues. The Strategic Director (Corporate Resources) confirmed the Council requested environmental management policies but that going forward the Council would look at how those policies matched the Council's ambitions and would be considered when evaluating and awarding contracts

RESOLVED:

The Committee approved the proposed Procurement Strategy for 2020 to 2024 attached to the report.

FM/57 **COMMITTEE WORK PROGRAMME**

The Strategic Director (Corporate Resources) presented the report to the Committee.

RESOLVED:

The Committee considered and approved the updated work programme.

FM/58 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

**TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL
PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

The Committee was informed no questions had been received.

FINANCIAL MANAGEMENT SYSTEM (FMS) UPGRADE

The Committee approved the recommendation in the report.

LAND IN SWADLINCOTE

The Committee approved the recommendation in the report.

COLLECTION RATES, DEBT RECOVERY AND WRITE OFFS

The Committee approved the recommendation in the report.

**REGRADE OF POST – BUSINESS SUPPORT OFFICER (HOUSING
OPTIONS) (HE14)**

The Committee approved the recommendation in the report.

SERVICE LEVEL AGREEMENT RELATING TO CONSERVATION ADVICE

The Committee approved the recommendation in the report.

**ACQUISITION OF NEW COUNCIL HOUSING AT ACRESFORD ROAD,
OVERSEAL**

The Committee approved the recommendation in the report.

The meeting terminated at 19:00hrs

COUNCILLOR P WATSON

CHAIRMAN

ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

15th September 2020

OPEN

PRESENT:-

Conservative Group

Councillor MacPherson (Chairman), Councillor Mrs Haines (Vice-Chairman) and Councillors Mrs Brown, Dawson, Fitzpatrick, Ford, Mrs Patten,

Labour Group

Councillors Dunn, Mrs. Heath, Singh, Southerd (substitute for Cllr Taylor) and Tilley.

In Attendance

Councillors Mrs. Wheelton

EDS/28 **APOLOGIES**

The Committee was informed that apologies had been received from Councillors Hewlett and Taylor

EDS/29 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

EDS/30 **QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from Members of the Public had been received.

EDS/31 **QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

EDS/32 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

EDS/33

EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11

The Committee was informed that no exempt questions from Members of the Council had been received.

REVIEW OF OPERATIONAL SERVICES STRUCTURE

The Committee approved the recommendations in the report.

The meeting terminated at 18:45hrs

COUNCILLOR MACPHERSON

CHAIRMAN

ETWALL LEISURE CENTRE JOINT MANAGEMENT COMMITTEE

23rd September 2020

PRESENT:-

Representatives of South Derbyshire District Council

Conservative Group

Councillors D Corbin, D Muller (Chairman)

Labour Group

Councillor D Shepherd

Officers

K Stackhouse Strategic Director (Corporate Resources)

M Roseburgh Cultural Services Manager

Representatives of John Port Spencer Academy

Governing Body

D Parker – (Vice-Chairman) and School Governor

Mrs M Walker-Endsor - School Governor

Representatives of Active Nation

R Redfern – Business Manager

EL/01 **APOLOGIES**

The Committee was informed that no apologies had been received.

EL/02 **DECLARATIONS OF INTEREST**

The Committee was informed that no declarations of interest had been received.

EL/03 **CHAIRMAN'S QUESTIONS REGARDING BADMINTON FOR THE OVER 50 GROUP AND UNDER 7s FOOTBALL CLUB**

The Chairman raised concerns regarding the facilities for the Over 50 Badminton Group and the Under 7s Football Club given the Covid-19 restrictions. The Active Nation Business Manager confirmed that badminton bookings had been relaunched as from 5th October and that all block booking organisers had been contacted and given information about the online App. The Active Nation Business Manager advised Members that the Under 7s Football Club had been contacted and offered a slot at the pitch which they had accepted.

Members asked how the Centre was communicating details of the booking system and the cleaning procedures to ensure customer safety. The Action Nation Business Manager confirmed there was a telephone booking service available in addition to the email service. The Meeting was informed that Cleaning stations were available for customers and changing areas had been treated with a solution that would protect staff and customers for up to six months

Etwall Leisure Centre Joint Management Committee – 23rd September 2020 OPEN
and ongoing testing of areas would happen every three to four weeks to ensure protection remained effective.

RESOLVED:-

The Chairman accepted the responses as provided.

EL/04 **ACTIVE NATION PERFORMANCE REPORT**

The Active Nation Manager presented a summary of the report advising the Meeting of the phased re-opening of services from the 25th July and that Class participation had been at 90%. Swimming had commenced on 24th August along with badminton for one-off bookings. New processes and procedures had been implemented to maintain a Covid-19 secure environment which meet all governing bodies requirements. There had been good feedback on social media regarding the quality of the services provided at the Centre.

RESOLVED:-

That the Performance Report was approved as presented.

EL/05 **FINAL ACCOUNTS 2019-20**

The Strategic Director (Corporate Resources) presented the report which covered the period ending 31st March 2020. The Vice-Chairman requested further information about the lower contribution to the utility costs. The Strategic Director (Corporate Resources) informed the Meeting that the contribution had been calculated as per the formula set out in the Contract.

RESOLVED:-

That the Final Accounts for 2019/2020 are approved.

EL/06 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the header to each report on the Agenda.

EL/07 **EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

The meeting terminated at 5.40 PM.

D MULLER

CHAIRMAN

ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

24th September 2020

OPEN

PRESENT:-

Conservative Group

Councillor MacPherson (Chairman), Councillor Mrs Haines (Vice-Chairman) and Councillors Mrs Brown, Fitzpatrick, Ford, Mrs Patten and Mrs Wheelton (substituting for Councillor Dawson).

Labour Group

Councillors Dunn, Mrs. Heath, Dr Pearson (substituting for Councillor Taylor), Shepherd (substituting for Councillor Tilley) and Singh.

EDS/36 **APOLOGIES**

The Committee was informed that apologies had been received from Councillors Dawson, Hewlett, Dr Pearson and Tilley.

EDS/37 **DECLARATIONS OF INTEREST**

Councillor Ford declared an interest in EDS/52 Additional Staffing Due to Covid-19, by virtue of being a County Councillor.

EDS/38 **QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from Members of the Public had been received.

EDS/39 **QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE

EDS/40 **CORPORATE PLAN 2020-24 PERFORMANCE REPORT (2020-2021 QUARTER 1 – 1 APRIL T 30 JUNE)**

The Head of Organisational Development and Performance presented the report and updated Members regarding the eight performance measures and

noted two for concern, namely: Fly-Tipping and Fuel Poverty. The Head of Organisational Development and Performance explained that mitigating actions had been applied in both cases and highlighted salient points in the Risk Register.

The Committee raised a query regarding the impact of increased Fly Tipping. The Head of Environmental Services informed Members that fixed penalty notices had been issued, and that new arrangements would enable more investigations to be carried out moving forward.

RESOLVED:

- 1.1 The Committee considered progress against performance targets set out in the Corporate Plan 2020 – 2024.**
- 1.2 The Committee reviewed the Risk Register for the Committee's services.**

EDS/41 **LICENSING ACT 2003 – STATEMENT OF LICENSING POLICY**

The Senior Licensing Officer presented the report to the Committee, outlining the main points of the report, highlighting the need to update the Policy to reflect changes in legislation.

RESOLVED:

- 1.1 Members noted the consultation responses received in relation to the Licensing Act 2003 Statement of Licensing Policy as per Appendix 1 of the Report.**
- 1.2 The Members approved the Council's Licensing Act 2003 Statement of Licensing Policy ("Policy").**

EDS/42 **KEY PERFORMANCE INDICATORS – LICENSING DEPARTMENT**

The Senior Licensing Officer presented the report and updated Members how the Licensing Team had continued to support the Licensing processes throughout the Covid-19 pandemic.

RESOLVED:

- 1.1 Members noted the performance of the Licensing Department in relation to the Key Performance Indicators.**

EDS/43 **CONSULTATION ON PLANNING WHITE PAPER – PLANNING FOR THE FUTURE**

The Head of Planning and Strategic Housing presented the report to the Committee confirming that all questions in the White Paper had been answered as required and highlighted proposed changes identified during the consultation process. The Head of Planning and Strategic Housing drew attention to the doubling of housing requirements for South Derbyshire, changes to current

processes, the lack of flexibility in discussions with local community groups and the requirement to prepare a new Local Plan within 30 months.

The Committee expressed concern over 30 months to deliver a new Local Plan and the level of penalties if this was not achieved and collaborative working with neighbouring authorities. The Head of Planning and Strategic Housing confirmed that the Planning Policy Team had been tasked to gather evidence regarding this and that work would be ongoing, but it was unlikely that a Local Plan could be completed in a 30-month time period and that although penalties had not been defined it could include government appointed planners assisting local authorities to prepare Local Plans. The Head of Planning and Strategic Housing informed Members that the Council was in communication with neighbouring authorities who had viewed the White Paper with similar concerns.

RESOLVED:

The Committee approved the response to the Government’s White Paper consultation “Planning for the Future” on the basis of the comments set out in Appendix 2 of the Report, with the final response to be delegated to the Chairman of Environment and Development Services Committee in consultation with the Head of Planning and Strategic Housing.

EDS/44 **ADOPTION OF LOCAL GREEN SPACES PLAN**

The Planning Policy Officer presented the report to Members confirming that the report would have the same weight as the Local Plan and that the preparation had seen a lot of community involvement.

Members received the report with interest and gratitude for the work involved by the team.

RESOLVED:

The Committee agreed to adopt the Local Green Spaces Plan as a Development Plan Document, incorporating all the main modifications set out by the Inspector and the additional modifications proposed by the Council, including any consequential and other appropriate alterations for the purposes of clarification or typographical corrections.

EDS/45 **CHANGES TO THE CURRENT PLANNING SYSTEM, MINISTRY OF HOUSING, COMMUNITIES AND LOCAL GOVERNMENT CONSULTATION**

The Planning Policy Officer presented the report to Members highlighting that the housing new calculations for the District changed and explained how the Council would maintain the management of affordable homes.

The Committee raised concerns about the number of affordable housing and the level of consultation with local authorities. The Planning Policy Officer informed Members that whilst there had been some collaboration with the Council consultation had not been completed.

RESOLVED:

The Committee agreed that the proposed answers to questions set out in Annexe B of the report be forwarded to the Ministry for Housing, Communities and Local Government as the Council's response to 'Changes to the Current Planning System' consultation.

EDS/46 **TRIAL OF POOL CAR ARRANGEMENTS WITH THE NHS**

The Head of Environmental Services presented the report to Members outlining the key benefits of a collaboration with NHS Derbyshire for provision of a pool car for staff.

The Committee asked for clarification regarding costs, how the key would be obtained and how driving license checks would be carried out. The Head of Environmental Services confirmed that the cleaning costs were included and advised that the online booking system would only include a list of approved users and agreed to update the Committee with reference to the provision of keys.

RESOLVED:

The Committee endorsed the trial of a pool car scheme in partnership with NHS Derbyshire and agreed that a further report on a more permanent scheme, if the trial is successful, be received by this Committee.

EDS/47 **BID FOR ELECTRIC VEHICLE RECHARGE POINTS**

The Head of Environmental Services presented the report to Members highlighting the main factors, specifically the availability of electric vehicle recharging points. It was noted that installation of charging points for use by residents and users of the car parks had been considered and that eight recharge points were proposed within the two approved sites.

The Committee supported the proposal and recognised the amount of work put into the report.

RESOLVED:

The Committee endorsed the bid for government funding for the installation of electric vehicle recharge points within Council car parks.

EDS/48 **COMMITTEE WORK PROGRAMME**

The Strategic Director (Service Delivery) presented the report to Members.

RESOLVED:

That the Committee considered and approved the updated work programme.

EDS/49 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

EDS/50

EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11

The Committee was informed that no exempt questions from Members of the Council had been received.

ADDITIONAL STAFFING REQUIREMENTS DUE TO COVID 19

RESOLVED:-

The Committee approved the recommendation in the report.

The meeting terminated at 20:05hrs.

COUNCILLOR MACPHERSON

CHAIRMAN

HOUSING AND COMMUNITY SERVICES COMMITTEE

1st October 2020

PRESENT:-

Conservative Group

Councillor Corbin (Vice Chairman) and Councillors Atkin, Churchill, Ford (substitute for Cllr Pegg) Mrs Haines, Mrs Patten, and Mrs Wheelton (substituting for Councillor Dawson).

Labour Group

Councillors Mulgrew, Rhind, Richards, Shepherd and Tilley (substituting for Cllr Mrs Heath).

HCS/30 **APOLOGIES**

The Committee was informed that apologies had been received from Councillors Pegg (Chairman), Dawson and Mrs Heath

HCS/31 **DECLARATIONS OF INTEREST**

The Committee was informed that no Declarations of Interest had been received from Members.

HCS/32 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

HCS/33 **QUESTIONS FROM MEMBERS OF COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE

HCS/34 **CORPORATE PLAN 2020-24 PERFORMANCE REPORT QUARTER 1 – 1 APRIL TO 30 JUNE**

The Head of Organisational Development and Performance presented the report to the Committee, providing an overview of the seven key performance indicators and noted that there had been no changes to the Risk Register and that all actions had been updated.

RESOLVED:-

The Committee considered progress against performance targets set out in the Corporate Plan 2020 – 2024.

HCS/35 **HOMEFINDER, HOUSING ALLOCATIONS POLICY**

The Head of Housing presented the report to the Committee informing Members that the report had been thoroughly checked by the legal team.

Councillor Richards raised a query regarding the Introductory Tenancy and length of time regarding notices served seeking possession. The Housing Services Manager clarified that tenants must be served a valid notice, for a 12 month period and confirmed it was a lengthy process stipulated by law.

RESOLVED:-

The Committee approved the revised Homefinder Housing Allocations Policy for implementation with effect from 1st December 2020.

HCS/36 **HOUSING CUSTOMER ENGAGEMENT STRATEGY**

The Head of Housing presented the report to the Committee informing Members that the 2017-20 strategy had been reviewed and that the key area of focus was to improve communication and dialogue with tenants.

Members questioned regarding access to the internet for tenants who were advised the by the Head of Housing that funding may be available to improve communications in some areas otherwise written notices would be issued.

RESOLVED:-

- 1.1 The Committee approved the Housing Customer Engagement Strategy Action Plan for further consultation with Housing Customers.***
- 1.2 The Committee noted the progress against the Community Engagement Strategy 2017-2020.***

HCS/37 **ROUNABOUT SPONSORSHIP**

The Head of Cultural and Community Services presented the report to the Committee informing Members that 23 roundabouts in the District had been identified as being suitable for sponsorship and that the key benefits would be visual improvement providing bio-diversity through use of a wildflower theme and the promotion of local businesses.

Members asked if parks could be included in the scheme and if the report would be shared with Parish Councils. The Head of Cultural Community Services informed the Committee that parks could possibly be considered for

a second phase of the scheme and that ensuring the scheme would be communicated to all Parishes and community groups including unparished urban areas.

RESOLVED:-

The Committee approved that a Sponsorship Scheme be implemented across the District for highway roundabouts and associated features.

HCS/38 **COMMITTEE WORK PROGRAMME**

The Committee Work Programme was presented to Members.

RESOLVED:-

That the Committee considered and approved the updated work programme.

HCS/39 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11

The Committee was informed that no questions had been received.

REVIEW OF HOUSING SERVICE

The Committee approved the recommendation in the report

The Meeting terminated at 6:50 pm.

COUNCILLOR D CORBIN

VICE-CHAIRMAN

ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE

12th November 2020

OPEN

PRESENT:-

Conservative Group

Councillor MacPherson (Chairman), Councillor Mrs Haines (Vice-Chairman) and Councillors Brown, Dawson, Fitzpatrick, Hewlett, Mrs. Patten and Pegg (substituting for Councillor Ford).

Labour Group

Councillors Dunn, Richards (substituting for Councillor Mrs Heath), Singh, Taylor and Tilley.

In Attendance

Councillor Mrs. Wheelton

EDS/53 APOLOGIES

The Committee was informed that apologies had been received from Councillors Ford and Mrs Heath.

EDS/54 TO RECEIVE THE OPEN MINUTES OF THE FOLLOWING MEETING

The Open Minutes of the following Meeting were reviewed, considered as a true record and approved by the Chairman.

Committee	Date	Minute References
Environmental and Development Services	6 th July 2020	EDS/01 – EDS/12

EDS/55 DECLARATIONS OF INTEREST

Councillor Mrs Patten declared an interest in EDS/62 The Sand and Gravel Consultation by virtue of being a County Councillor.

EDS/56 QUESTIONS FROM MEMBERS OF THE PUBLIC UNDER COUNCIL PROCEDURE RULE NO 10

The Committee was informed that no questions from Members of the Public had been received.

EDS/57 QUESTIONS BY MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE**EDS/58 CORPORATE PLAN 2020-24 PERFORMANCE REPORT Q2**

The Head of Organisational Development and Performance presented the report to the Committee pointing out that 80% of the key aims were on track and informed Members that both Household Waste Collection and Fly-Tipping measures were indicated as red.

The Committee raised queries regarding the measurements used for the Attractiveness of the District, the Planning Performance figures, the negotiations for Section 106 Agreements, the engagement of the District Valuer and fuel poverty. The Strategic Director (Service Delivery) clarified that several indicators had been deployed including a survey regarding visitor satisfaction in relation to the Attractiveness of the District. The Head of Planning and Strategic Housing clarified that the planning performance figures were in the range of 98-99% which included the extension of time figures, but further detail would be issued to the Committee and confirmed that policies were in place to ensure the terms of Section 106 Agreements were met and that the District Valuer had been consulted where necessary. Members were informed by the Head of Environmental Services that interventions were available, including improvements to heating through the Better Care Funding initiative, legal actions against landlords, legal power under the Housing Act and action in partnership with Derbyshire County Council to access energy systems for people living with long-term health issues to help reduce fuel poverty.

RESOLVED:

- 1.1 *The Committee considered progress against performance targets set out in the Corporate Plan 2020 - 2024.***
- 1.2 *The Committee reviewed the Risk Register for the Committee's services.***

EDS/59 CONSIDERATION OF STATUTORY TAXI AND PRIVATE HIRE STANDARDS

The Senior Licensing Officer presented the report to the Committee, advising Members of the basis of the report which aligned with standards in the industry and there were no financial implications.

Members received the report and enquired whether the Police had agreed to share information about drivers. The Senior Licensing Officer informed the

Committee that a meeting had been requested with the Police and other Derbyshire licensing authorities to discuss the sharing of information.

RESOLVED:

- 1.1 Members noted the consideration of the Statutory Taxi and Private Hire Standards.**
- 1.2 The Committee approved the proposed changes to the Private Hire Licensing Policy and Private Hire Vehicle, Driver and Operator Conditions to come into effect in January 2021.**

EDS/60 **REVIEW OF PRIVATE HIRE FEES**

The Senior Licensing Officer presented the report to the Committee, outlining the main points of the report in respect of driver and operator fees.

RESOLVED:

- 1.1 The Committee approved the proposed fees for private hire drivers, vehicles and operators.**

EDS/61 **CORPORATE ENVIRONMENTAL SUSTAINABILITY GROUP**

The Head of Environmental Services presented the report to the Committee outlining each theme and highlighted two additional workstreams: Climate and Environment and Bio-Diversity. The Head of Environmental Services explained that the Action Plan for Climate and Environment would be reported on at the same time as a revised plan is brought to this Committee early next year.

RESOLVED:

- 1.1. The Committee noted the progress made in improving the Council's environmental performance further to this Committee establishing a Corporate Environmental Sustainability Group in August 2018.**
- 1.2. The Committee noted the content of the report having regard to the Council's decision to declare a Climate Emergency at full Council on 27 June 2019.**
- 1.3. The Committee gave delegated authority to the Strategic Director – Service Delivery in liaison with the Chairman of the Committee to respond to the anticipated forthcoming consultations on the Environment Bill during 2021, should there be insufficient time to bring consultation responses to the Committee.**

EDS/62 **SAND AND GRAVEL CONSULTATION**

The Planning Policy Officer presented the report to the Committee explaining that the purpose of the report was to agree the Council's response to Derby City Council and Derbyshire County Council's Sand and Gravel Consultation as part of the Minerals Local Plan Preparation process.

The Committee raised queries regarding Dove Valley and consultation with Parish Councils. The Planning Policy Officer informed Members that no mineral extraction had taken place in this part of the District in modern times and that the consultation was available on the County Council's web site until 13 December to enable other parties such as Parish Councils to respond.

Members raised questions about the mitigation of existing bio-diversity and protection of both the environment and the economy. The Planning Policy Officer confirmed that there was potential mitigation for restoration of sites, that could include wetland type sites such as those used in the Trent Valley Vision

RESOLVED:

1.1 The Committee agreed the Council's proposed response to Derby City Council and Derbyshire County Council's Sand and Gravel Consultation as part of their Minerals Local Plan (MLP) by objecting to:

- (i) the methodology adopted for calculating future demand, based on a three rather than ten-year sales average, on the grounds that it is unjustified and significantly overstates the likely quantity of sand and gravel needed within the proposed plan period.**
- (ii) the allocation of sites other than the four assessed as having 'high' potential in the MLP on the grounds that these alone can provide more than sufficient capacity to meet sand and gravel needs over the plan period.**
- (iii) the allocation of the proposed Foston site on the grounds of:
 - (a) a potential increase in flood risk, as identified by the Environment Agency (EA), and**
 - (b) the setting of a precedent in recent times for sand and gravel extraction in the Dove Valley, which would inevitably and irreversibly alter the character of the area.****

1.2 The Committee agreed to state in the Council's response that notwithstanding the objection to the proposed Foston site, should the Minerals Planning Authorities (MPAs) decide to proceed with this allocation, no development should be progressed in advance of the establishment of a community-focused body to ensure a strategic and co-ordinated approach to mitigation, restoration and aftercare in respect of any minerals related development in the Dove Valley. The above recommendation was approved with an amendment that the final wording of the Council's response be delegated to Strategic Director (Service Delivery) in agreement

with the Chairman of the Committee and the Chairman of Planning Committee.

- 1.3 *The Committee agreed that concerns relating to aspects of the site assessment methodology and its application, as set out in para's 8.9– 8.12, be forwarded to the MPAs.***

EDS/63 **WASTE COLLECTION SERVICES REVIEW OUTCOME**

The Head of Operational Services presented the report to Members and provided an overview of the latest position for Waste Collection Services and the impact of the Environment Act changes to government legislation.

The Chairman thanked the Overview and Scrutiny Committee recognising an excellent report. Members raised questions on what capacity is available to make a connection with the public and whether fly tipping was thought to be associated with the loss of the Saturday Freighter service. The Head of Operational Services responded that there are no specific resources to deliver Public Relations activities but, advised that nearby local authorities are using similar schemes. A further plan which will include PR will be brought back to Committee. The Strategic Director (Service Delivery) confirmed that a solution would only be implemented with a detailed communication plan with the public.

The Head of Operational Services responded to the question on fly tipping and the removal of Saturday Freighters operating in the district that it was felt that this would not affect the issue of Fly Tipping. The Head of Environmental Services contributed to the discussion and concurred with the Head of Operational Services that the absence of the Saturday service was not seen as contributory to the issue of Fly Tipping.

RESOLVED:

- 1.1 *The Committee thanked the Overview and Scrutiny Committee and consultants Eunomia for their support in reviewing the Council's future options for the delivery of waste collection services in the light of an end to current contractual arrangements in October 2021 and anticipated legislative changes.***
- 1.2 *The Committee agreed that the Council continues to deliver the current service standards until 2023, as a minimum, to allow for clearer guidance to be available from Government on implementing the Environment Bill.***
- 1.3 *The Committee agreed that the Head of Operational Services negotiates with suppliers for interim arrangements for the collection and processing of materials effective from 6 October 2021 and for a further report to be brought to this Committee to agree any interim arrangements.***
- 1.4 *The Committee agreed that the Saturday freighter service be terminated with immediate effect.***

1.5 The Committee agreed that the Head of Operational Services undertakes local consultation on the continuing provision of the current bring recycling sites.

1.6 The Committee agreed that officers work towards the implementation of option three, (move to three weekly recycling and residual waste collections, with an additional bin for recycling (one recycling bin for paper card and one for all other materials), weekly food waste and fortnightly garden waste collection) detailed in the Eunomia options report, as the preferred long-term solution to achieving recycling and waste minimisation targets.

EDS/64 **APPROVAL OF THE INFRASTRUCTURE FUNDING STATEMENT**

The Planning Policy Team Leader presented the report to Members noting that the statement had been presented due to a change in regulations of Section 106 monies and how and when the funding should be used.

RESOLVED:

The Committee approved the Infrastructure Funding Statement (IFS) for the 2019-20 Financial year.

EDS/65 **COMMITTEE WORK PROGRAMME**

The Strategic Director (Service Delivery) presented the report to Members.

RESOLVED:

That the Committee considered and approved the updated work programme.

EDS/66 **LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it would be likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

EDS/67 **EXEMPT QUESTIONS FROM MEMBERS OF THE COUNCIL UNDER COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no exempt questions from Members of the Council had been received.

The meeting terminated at 20:00hrs

COUNCILLOR MACPHERSON

CHAIRMAN

HOUSING AND COMMUNITY SERVICES COMMITTEE

19th November 2020

PRESENT:-

Conservative Group

Councillor Pegg (Chairman) and Councillor Corbin (Vice-Chairman).
Councillors Atkin, Fitzpatrick (substituting for Cllr Dawson) Mrs Haines, Dr Perry and Mrs Wheelton (substituting Cllr Churchill).

Labour Group

Councillors Mrs Heath, Mulgrew, Rhind, Richards, and Shepherd.

In Attendance

Councillor Roberts

HCS/42 **APOLOGIES**

The Committee was informed that apologies had been received from Councillors Churchill and Dawson.

HCS/43 **MINUTES**

The Open Minutes of the Meeting held on 7th July 2020 were noted and approved as a true record and signed by the Chairman.

HCS/44 **DECLARATIONS OF INTEREST**

It was noted that Councillor Atkin declared that Items HCS/50, HCS/52 and HCS/58 to be of personal interest by virtue of being a County Councillor.

HCS/45 **QUESTIONS FROM MEMBERS OF THE PUBLIC PURSUANT TO COUNCIL PROCEDURE RULE NO 10**

The Committee was informed that no questions from members of the public had been received.

HCS/46 **QUESTIONS FROM MEMBERS OF COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO 11**

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE**HCS/47 CORPORATE PLAN 2020-24 PERFORMANCE REPORT (2020-21 QUARTER 2)**

The Head of Organisational Development and Performance presented the report to the Committee highlighting the key areas on track and provided Members with an overview of the Risk Register and requested that Members noted that the Anti-Social Behaviour figures included breaches of COVID-19 restrictions.

Members raised questions about the selection of parks for Green Flag status, how was the Council gauging support from the community and the loss of revenue in the Voids Rent Register. The Head of Cultural and Community Services advised members that four parks were close to Green Flag status and that a report about this would be brought to Committee for consideration. The Head of Housing advised Members that the maintenance contract had been delayed by three months due to the COVID-19 restrictions, but work had restarted in July and that plans were in place to address the preparation of properties for rent.

RESOLVED:-

- 1.1 *The Committee considered progress against performance targets set out in the Corporate Plan 2020 - 2024.***
- 1.2 *The Committee reviewed the Risk Register for the Committee's services.***

HCS/48 REVISED COMMUNITY TRIGGER PRACTITIONER GUIDANCE

The Communities Manager presented the report to the Committee summarising the benefits and key points of the process.

RESOLVED:-

The Committee considered and approved the revised Derbyshire Community Trigger Practitioner Guidance document as per Appendix 1 of the report.

HCS/49 MODERN SLAVERY STATEMENT 2019-20

The Communities Manager presented the report to the Committee informing Members of the refreshed statement for 2019-20 prepared in conjunction with Derbyshire County Council.

RESOLVED:-

- 1.1 The Committee considered and approved the revised Council Modern Slavery Statement as per Appendix 1 of the report.**
- 1.2 The Committee gave the Strategic Director – Service Delivery delegated authority, in consultation with the Chairman of the Committee, to agree the annual Statement, subject to there being no significant changes made. This will be in line with Derbyshire County Council’s Statement which will be approved annually by its Director of Community Services.**
- 1.3 The Committee considered and approved the revised Modern Slavery Referral Procedure and Guidance for Council Employees as per Appendix 2 of the Report.**

HCS/50 BETTER CARE FUNDING ALLOCATION – FINANCIAL POSITION

The Strategic Housing Manager presented the report to the Committee setting out the financial position and action plan until the financial year end. It was proposed to ring-fence £50,000 for an officer to address fuel poverty across the District and noted that the report would be presented to the Finance and Management Committee to ratify the finance and staffing.

The Committee queried the underspend noted in the report and asked if there were provisions for helping residents with technology and support for those living in properties without cavity insulation. The Strategic Housing Manager reassured Members that there were plans to apply funds to projects in the District and there was confidence that funds would not be returned to Derbyshire County Council. The Strategic Housing Officer informed the Committee that Digital Inclusion was an important part of the provision of capital grants along with the Disabled Facilities Grant which allowed for residents to maintain independence. It was noted that where two schemes within Better Care Funding where assistance was available to assist homes with thermal improvements and the Strategic Director (Service Delivery) confirmed that Local Authorities would also apply for the Green Homes Grant to assist with these improvements.

RESOLVED:-

- 1.1 The Committee noted the progress of schemes that have been supported through the allocation of Better Care Funding (BCF) and welcomed the wider impact they are having on reducing pressure on front-line Council Services**
- 1.2 The Committee approved the proposed BCF Action Plan, timescales and revised allocations contained within Appendix 1 of the report.**
- 1.3 The Committee approved the use of £50k from the BCF allocation to be ringfenced for a new project and associated staffing costs to**

enable better targeting of resources based on recent stock condition data.

1.4 *The Committee approved changes highlighted within the Private Sector Housing Assistance Policy as per Appendix 2 of the report.*

1.5 *The Committee granted delegated authority to the Strategic Director (Service Delivery) in conjunction with the Chairman of the Committee to make any minor amendments to the Policy necessary to ensure its effective delivery. Any major changes would be brought to Committee for approval.*

1.6 *The Committee referred staffing and financial elements of the report to a future meeting of the Finance and Management Committee for consideration and approval.*

HCS/51 **HOUSING INCOME MANAGEMENT POLICY**

The Head of Housing presented the report to the Committee informing Members that the aim of the Policy was to address rent arrears through external partnerships and internally by enabling Customer Services to support residents with their rent accounts.

Councillor Mrs. Wheelton on behalf of Councillor Churchill requested clarity regarding under occupancy benefit and the underpayment of rent. The Head of Housing explained that under occupation of a property could attract a reduced payment of benefit meaning the benefit does not cover the full amount of the rent leading to the accrual of rent arrears and the Council reserved the right to enforce the tenancy agreement if the rent arrears are not met by the tenant.

RESOLVED:-

1.1 *The Committee agreed that the Housing Income Management Policy, as per Appendix A of the report, be issued for consultation with the public and stakeholders.*

1.2 *The Committee agreed that the final version of the Policy be reported to the Committee in early 2021 for implementation with effect from 1st April 2021.*

HCS/52 **HOMELESS OUT-OF-HOURS SERVICES**

The Head of Housing presented the report to the Committee informing Members that the service offered since 2011 had been reviewed and Covid-19 had highlighted a number of arrears to be looked at.

Councillor Mrs. Wheelton, queried the level of out-of-hours service that Careline provided to the District. The Head of Housing confirmed that the out-of-hours services signposted all enquires that were not related to homeless out hours business. The Strategic Director (Service Delivery) confirmed to Members that the resilience of the Careline service had been considered and

that a piece of work was underway looking at what the out-of-hours offer would look like across the Council.

RESOLVED:-

- 1.1 The Committee approved the Council serving the required six-months' notice on the other Districts in Derbyshire and Staffordshire to terminate the agreement for the provision of out-of-hours homelessness services by this Council on their behalf.**
- 1.2 The Committee agreed that the Council's own processes and procedures for dealing with out-of-hours homeless applicants be reviewed and enhanced by improving risk assessment and data sharing arrangements.**

HCS/53 **HOUSING SAFETY POLICIES**

The Head of Housing delivered the report to the Committee summarising the new suite of safety policy documents and highlighted a number of key policies that included the Asbestos, Electrical and Gas Safety Policies

Councillor Wheelton raised a query regarding the expertise used in compiling the safety policies. The Head of Housing confirmed that the safety policies continued to be updated regularly following new guidance and legislation and that external asbestos contractors gave guidance and assistance in writing the Asbestos Policy and external expertise was also sought for other policies such as the Gas and Electric.

RESOLVED:-

That the Committee approved the following Housing Safety policies and procedures:

- Draft Electrical Safety Policy, as per Appendix A of the report***
- Draft Fire Safety Policy, as per Appendix B of the report***
- Draft Gas Safety Policy, as per Appendix C of the report***
- Draft Legionella Policy, as per Appendix D of the report***
- Draft Lift Safety Policy, as per Appendix E of the report***
- Asbestos Policy and procedures, as per Appendix F of the report.***

HCS/54 **COMMITTEE WORK PROGRAMME**

The Committee Work Programme was presented to Members by the Strategic Director (Service Delivery) which had been updated to include indicative dates.

RESOLVED:-

That the Committee considered and approved the updated work programme.

HCS/55 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT [ACCESS TO INFORMATION] ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

TO RECEIVE QUESTIONS FROM MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO. 11

The Committee was informed that no questions had been received.

TO RECEIVE THE EXEMPT MINUTES

RESOLVED:

That the exempt minutes of the following Committees were approved as a true record:

Housing and Community Services Committee 7th July 2020.

CARELINE AND INDEPENDENT LIVING SERVICES

The Committee approved the recommendation in the report

The Meeting terminated at 7.20 pm.

COUNCILLOR D PEGG

CHAIRMAN

REPORT TO:	COUNCIL	AGENDA ITEM: 11
DATE OF MEETING:	14th JANUARY 2021	CATEGORY: DELEGATED
REPORT FROM:	MONITORING OFFICER	OPEN PARAGRAPH NO: N/A
MEMBERS' CONTACT POINT:	ARDIP KAUR Ardip.Kaur@southderbyshire.gov.uk EXT. 5715	DOC:
SUBJECT:	POLITICAL PROPORIONALITY	REF:
WARD(S) AFFECTED:	ALL	

1.0 Recommendations

- 1.1 That Council approves and adopts the recommended allocation of seats to the Political Groups and Non-Grouped Members for the remainder of the municipal year 2020/21.
- 1.3 That the Council allocates seats between the Political Groups and Non-Grouped Members as set out at Annexe 'A' .

2.0 Purpose of Report

- 2.1 Taking account of the amended composition of both the Conservative and Labour Groups, the formation of the Independence Group, the three current vacancies, and the Non-Grouped Member, to consider the Council's political proportionality for the remainder of the municipal year 2020/21.

3.0 Detail

- 3.1 The Council's duty to determine the allocation of seats is prescribed by Section 15 of the Local Government and Housing Act 1989 ("the Act") (specifically subsections (3) to (5) as modified by The Local Government (Committees and Political Groups) Regulations 1990 ("the Regs")). A Political Group is defined as being constituted by at least two Members who have advised the proper officer of the local authority in writing that they wish to be treated as a Political Group.

- 3.2 The political composition of the Council is as follows:-

- Labour Group 15
- Conservative Group 12
- Independent Group 5
- Vacant seats 3
- Non-Grouped 1

3.3 The Council is required to review the representation of the different political groups on Committees and Sub-Committees at, or as soon as practicable after, the Annual Meeting of the Council; or where notice is received of a change in the composition of Political Groups.

3.4 The principles of determination are as follows:-

- (a) All the seats are not allocated to the same Group;
- (b) The majority of the seats go to the Group (if any) which has an overall majority on the Council;
- (c) Subject to the above two principles, that the number of seats on the total of all the ordinary Committees allocated to each Group bears the same proportion to the proportion on the Full Council.

3.5 The total number of Committee seats on the District Council for allocation is 98. After calculating the proportionality for the three Groups, the vacant seats, and the Non-Grouped Member, this gives 41 seats to the Labour Group, 33 seats to the Conservative Group, 13 seats to the Independent Group and 3 seats to Non-Grouped Members, as indicated on the schedule attached at Annexe 'A'.

4.0 Financial Implications

4.1 None.

5.0 Corporate Implications

5.1 The rules on political balance are covered by Sections 15 and 16 of the Local Government and Housing Act 1989 and by The Local Government (Committees and Political Groups) Regulations 1990.

6.0 Community Implications

6.1 None.

7.0 Background Papers

7.1 Local Government and Housing Act 1989
The Local Government (Committees and Political Groups) Regulations 1990

Annex 'A'

Political Proportionality 2020/21

Committee	Membership	Labour Group	Conservative Group	Independent Group	Vacant seats	Non - Grouped
Finance & Management	13	6	4	2	1	0
Environmental & Development Services	13	5	5	2	1	0
Housing & Community Services	13	6	4	2	1	0
Planning	13	5	4	2	1	1
Licensing & Appeals	15	6	5	2	1	1
Overview & Scrutiny	8	3	3	1	1	0
Standards	6	3	2	1	0	0
Joint Consultative	5	2	2	1	0	0
Etwell Leisure Centre JMC	3	1	1	0	1	0
Audit Sub	5	2	2	0	0	1
Heritage Grants Sub	4	2	1	0	1	0
Seats available for allocation	98	41 (40.8)	33 (32.7)	13 (13.6)	8 (8.2)	3 (2.7)
Total number of seats on Council	36 (100%)	15 (41.7%)	12 (33.3%)	5 (13.9%)	3 (8.3%)	1 (2.8%)